



Direct Dial: 757.249.7106
cparrish@williamsmullen.com



WILLIAMS MULLEN

AF
DAG
RECEIVED

MAY 26 2005

GROUP 3600

May 16, 2005

File No. 029079.00001

Commissioner for Patents
Mail Stop: AF
P.O. Box 1450
Alexandria, Virginia 22313-1450

RE: Application Number: 09/825,176
Title: Trimmer Attachment for Lawn Mowers and Tractors
Filing Date: April 3, 2001
Inventor: James D. Mitchell, Jr.
Examiner: Meredith C. Petravick, Group Art 3671

Sir:

Enclosed please find copies of the Response filed on May 14, 2003 to the Office Action dated November 14, 2002 for the above noted matter. Currently the application is abandoned for failure to respond to Office Action, but as shown in the enclosed documents, a Notice of Appeal, Petition for Extension of Time and Response were all timely filed on May 14, 2003 with a Certificate of Transmittal for each document. Also enclosed are the transmission reports from our fax machine confirming the transmissions were complete.

Please accept the enclosed as evidence that the response was timely filed and re-instate the application for examination. If you have any questions, please contact Attorney Kimberly A. Chasteen at 757-249-7102. Thank you for your assistance in this matter.

Very truly yours,

WILLIAMS MULLEN

Cynthia D. Parrish
Paralegal

cdp
Enclosures
1028389v1

A Professional Corporation



*** TX REPORT ***

TRANSMISSION OK

TX/RX NO	1366
CONNECTION TEL	50601063417033053597
SUBADDRESS	
CONNECTION ID	TC 3600 USPTO
ST. TIME	05/14 13:14
USAGE T	01'15
PGS. SENT	4
RESULT	OK

RECEIVED
MAY 26 2005
GROUP 3600



WILLIAMS MULLEN
WILLIAMS MULLEN

Direct Dial: 757.249.7106

IMPORTANT NOTICE: This facsimile transmission is intended to be delivered only to the named addressee, and may contain material that is confidential, proprietary or subject to legal protection or privilege. If it is received by anyone other than the named addressee, the recipient should immediately notify the sender at the address and telephone number set forth herein and obtain instructions as to the disposal of the transmitted material. In no event should such material be read or retained by anyone other than the named addressee, except by express authority of the sender or the named addressee.

TO: M. Petravick
FROM: Gail S. Morgan
DATE: Wednesday, May 14, 2003
FAX #: 703.305.3597
CLIENT #:

Pages, including coversheet: 4



RECEIVED

MAY 26 2005

GROUP 3600

Direct Dial: 757.249.7106

IMPORTANT NOTICE: This facsimile transmission is intended to be delivered only to the named addressee, and may contain material that is confidential, proprietary or subject to legal protection or privilege. If it is received by anyone other than the named addressee, the recipient should immediately notify the sender at the address and telephone number set forth herein and obtain instructions as to the disposal of the transmitted material. In no event should such material be read or retained by anyone other than the named addressee, except by express authority of the sender or the named addressee.

TO: M. Petravick

FROM: Gail S. Morgan

DATE: Wednesday, May 14, 2003

FAX #: 703.305.3597

CLIENT #:

Pages, including coversheet: 4

Re: Application Number: 09/825,176
Application of: James D. Mitchell, Jr.
Title: Trimmer Attachment for Lawn Mowers

Attached:

Certificate of Transmission
Notice of Appeal (in duplicate)

Williams Mullen Clark & Dobbins

MICHIGAN • VIRGINIA • WASHINGTON, D.C. • LONDON

Harbor Bank Center, Suite 210 One Old Oyster Point Road Newport News, VA 23602-7119 Tel: 757.249.5100 Fax:

757.249.5109

www.williamsmullen.com

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. (703) 305-3597.

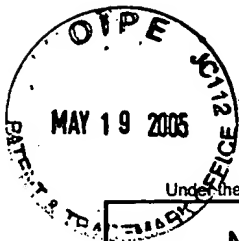
On May 14, 2003.

Typed or printed name of person signing this certificate

Gail S. Morgan

Signature *Gail S. Morgan*

¶



**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

029079.0001

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on May 14, 2003

Signature

Typed or printed name

Gail S. Morgan
GAIL S. MORGAN

In re Application of

Mitchell, Jr., James D.

Application Number

09/825,176

Filed

4/3/2001

For Trimmer Attachment for Lawn Mowers . . .

Art Unit

1675

Examiner

Petravick, M.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ \$320

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ \$160

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0766. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a).

Kimberly A. Chasteen
Signature

Kimberly A. Chasteen

Typed or printed name

757-249-5100

Telephone number

May 14, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED

MAY 26 2005

GROUP 3600